

RESOLUTION NO. 1966

A RESOLUTION DESCRIBING THE CORPORATE LIMITS AND BOUNDARIES OF THE CITY OF GARDNER, JOHNSON COUNTY, KANSAS, A CITY OF THE SECOND CLASS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GARDNER, KANSAS:

SECTION ONE: Corporate Boundaries. The corporate limits and boundaries of the City of Gardner, Kansas are described and declared to be as follows:

**LEGAL DESCRIPTION OF THE CITY LIMITS
OF THE
CITY OF GARDNER, KANSAS
31 DECEMBER 2016**

The corporate limits and boundaries of the City of Gardner, Kansas are described and declared to be as follows:

Beginning at the Northeast corner of Section 13, Township 14 South, Range 22 East, Johnson County, Kansas; thence south along the east line of said Section 13 to the Northeast corner of the Southeast Quarter of said Section 13; thence West along the North line of said Southeast Quarter, a distance of 530 feet; thence South and parallel to the East line of the Southeast Quarter, a distance of 739.69 feet; thence east and parallel to the North line of said Southeast Quarter to the East line of said Section 13; thence South along the East line of said Southeast Quarter, to the Southeast corner of said Southeast Quarter of Section 13, Township 14 South, Range 22 South; thence South along the East line of the Northeast Quarter of Section 24, Township 14 South, Range 22 East to the Northwest Corner of the Southwest Quarter of Section 19, Township 14 South, Range 23 East; thence East along the North line of the Southwest Quarter of said Section 19, to a point 775.00 feet West of the Northeast corner of the Southwest Quarter of said Section 19; thence South and parallel to the East line of the Southwest Quarter of said Section 19 to a point 1,352.00 feet North and 1,887.00 feet East of the Southwest corner of said Section 19, said point being on the Northerly right-of-way line of U.S. 56 Highway; thence Northeasterly to a point being 1,622.00 feet North and 3,114.00 feet East of the Southwest corner of said Section 19, said point being on the Easterly right-of-way line of U.S. 56 Highway; thence South 65 degrees 53 minutes East along U.S. 56 Highway right-of-way 657.00 feet; thence South 15 degrees 07 minutes East and continuing along said Highway right-of-way to a point on the North right-of-way line of old U.S. Highway 56; thence Northeasterly along the North right-of-way of old U.S. Highway 56 to a point on said right-of-way, said point being 478.14 feet East of the West line of the Southwest Quarter of Section 20, Township 14 North, Range 23 of the Sixth Principal

Meridian, Johnson County, Kansas; thence North 01 degree 40 minutes 48 seconds West, parallel with the West line of said Section 20, a distance of 3,708.71 feet, to a point on the North line of the Northwest Quarter of said Section 20; thence North 88 degrees 04 minutes 18 seconds East, along the North line of said Northwest Quarter, to the Northeast corner of the Northwest Quarter of said Section 20; thence South 01 degree 43 minutes 09 seconds East, along the East line of the Northwest Quarter of said Section 20, to the Southeast corner of said Section 20, said corner also being the Center of said Section 20; thence South along the East line of the Southwest Quarter of said Section 20, to a point on the Northerly right-of-way line of the Interstate Highway I-35 Interchange with 175th Street and U.S. 56 Highway, said point being in the Northwest Quadrant of said Interchange; thence Northeasterly along said I-35 Interchange right-of-way to a point on the Northerly right-of-way line of Interstate Highway I-35; thence continuing Northeasterly along the Northerly right-of-way line of said Highway to a point on the East line of the West Half of the West Half of the Southeast Quarter of said Section 20; thence South along said East line to a point on the Southerly right-of-way line of said I-35 Interchange, said point being in the Northeast Quadrant of said Interchange; thence North 23 degrees 20 minutes East along said Southerly right-of-way line to a point; thence continuing along said Southerly right-of-way line North 41 degrees 16 minutes East, 90.76 feet to a point 749.39 feet North and 763.00 feet East of the Southwest corner of the Southeast Quarter of said Section 20; thence Northeasterly along said Southerly right-of-way line to a point 128.00 feet Southwesterly from the East line of the Southeast Quarter of said Section 20; thence Southeasterly along the Interstate Highway I-35 right-of-way line a distance of 968.54 feet to a point 60 feet West of the East line of the Southeast Quarter of said Section 20; thence Southeasterly along said Highway right-of-way line a distance of 193.20 feet to a point 25.00 feet West of the East line of the Southeast Quarter of said Section 20; thence East a distance of 25.00 feet to a point on the East line of the Southeast Quarter of said Section 20; thence South along the East line of the Southeast Quarter of said Section 20 a distance of 755.00 feet to the Southeast Corner of the Southeast Quarter of said Section 20; thence West along the South line of the Southeast Quarter of said Section 20 a distance of 1946.80 feet to a point 763 feet East of the Southwest Corner of the Southeast Quarter of Said Section 20; thence North and parallel to the West line of said Southeast Quarter to a point on the North right-of-way line of 175th Street as now established by said Interstate Highway I-35/175th Street Interchange; thence South 87 degrees 57 minutes' West along said North right-of-way line to a point on the East line of said West Half, of the West Half, of the Southeast Quarter of said Section 20; thence South along said East line to a point on the South right-of-way line of said 175th Street; thence following a permanent road easement acquired by the Kansas Department of Transportation and filed with the register of deeds ((Vol. 3475, pg. 763-775) on October 30, 1991, South 83 degrees 24 minutes, a distance of 188.8 feet; thence South 11 degrees 50 Minutes West, a distance of 437.8 feet; thence South 34 degrees 50 minutes West, a distance of 225.0 feet; thence South 66 degrees 35 minutes West to a point on the East line of the Northwest Quarter of Section 29, Township 14 South, Range 23 East, said point being 840.9 feet South of the Northeast Corner of said Northwest quarter of said Section 29; thence South 87degrees 21 minutes West a distance of 327.3 feet; thence South 87 degrees 46 minutes West, a distance of 1460.4 feet; thence South 68 degrees 50 minutes West, a distance of 440.5 feet; thence South 56 degrees 31 minutes West, a distance of 534.8 to a point of intersection with the Southerly right of way line of Interstate Highway I-35, said point being on the West line of said Northwest Quarter; thence continuing Southwesterly, on one course, along said Southerly Right of Way line to the East line of the Southwest Quarter of Section 30; thence continuing Southwesterly along said Southerly right-of-way line, a distance of 629.32 feet; to a point on the Southerly right-of-way line of I-35; thence Southerly along said Right of Way and parallel to said I-35 a distance of 1552.46 feet to a point on the Southerly Right of Way line being 30 feet North of the South line of the Southwest Quarter of Section 30, Township 14 South, Range 23 East; thence Easterly parallel with the South line of said Southwest Quarter, a distance of 210.0 feet; thence South 30 feet to a

point on the South line of said Southwest Quarter; thence Westerly along the said South Line a distance of 1109.50 feet to the Southwest corner of Section 30, Township T14 South, Range 23 East; thence continuing West along the South line of the Southeast Quarter of Section 25, Township 14 South, Range 22 East, to the Southwest corner of said Southeast Quarter; thence South along the West line of the Northeast Quarter of Section 36, Township 14 South, Range 22 East, 1318.69 feet to the Southwest corner of the Northwest Quarter of the Northeast Quarter, thence East along the South line of the North Half of the Northeast Quarter of Section 36, to a point on the Northerly Right of Way line of Interstate 35; thence Southwesterly along said North right-of-way of Interstate 35 to a point on the East line of the West Half of the Southwest Quarter of said Section 36; thence South along said East line to the Northeast Corner of the Northwest Quarter, of the Northwest Quarter of Section 1, Township 15 South, Range 22 East; thence continuing South on the same course to a point on the South line of the permanent street easement for 191st Street; thence West on a line parallel to the North line of said Section 1 to a point which intercepts the original south right of way for the realigned 191st Street for the reconstruction of I-35, thence Southwesterly along said right of way line to a point, thence diverging from the previous course, Southwesterly along said right of way to a point; thence South 35 degrees 15 minutes to a point where the existing right of way intersects a permanent roadway easement acquired by the Kansas Department of Transportation for the reconstruction of the I-35 and Gardner Road Interchange; thence South 35 degrees 15 minutes West, a distance of 540.6 feet, thence South 67 degrees 10 minutes West, a distance of 303.5 feet to a point on the existing right of way of South Gardner Road (Center Street), the above bearings are based on the North Section Line of said Section 1 having a base bearing of South 88degrees 48 minutes East; thence continuing Southwesterly along said right of way to a point being 25 feet East and 1415 feet South of the Northwest Corner of said Section 1; thence West a distance of 25 feet to the East Line of Section 2, Township 15 South, Range 22 East; thence South along said East Line of Section 2 to the Northeast Corner of the Southeast Quarter of said Section 2; thence continuing along the East line of Section 2, a distance of 325.70 feet; thence Westerly and parallel to the South line of said Northeast Quarter, a distance of 932.00 feet; thence North parallel to the East line of said Section 2 to a point 70.70 feet South and 932.13 feet West of the Southeast corner of the Northeast Quarter; thence Westerly and parallel to the South line of the Northeast Quarter to a point on the West line of the Southeast Quarter of Section 2; Township 15 South, Range 22 East, said point being 70.70 feet South of the Southwest corner of the Northeast Quarter of said Section 2; thence North along the West line of the Northeast Quarter of said Section 2 to the North line of said Section 2; thence East along said North line to a point on the South line of Section 35, Township 14 South, Range 22 East, said point being on the West line of Chandlor Farms, a subdivision in the City of Gardner, Kansas, Johnson County, Kansas; thence North along said West line 660 feet, to the Northwest corner of said subdivision and the South line of the North half of the Southwest Quarter of the Southeast Quarter of Section 35, thence West along the South line of said North half of the Southwest Quarter of the Southeast Quarter of Section 35 to a point on the Westerly line of the Southeast Quarter of Section 35; thence Northerly along the West line of the Southeast Quarter to the Northwest Corner of said Southeast Quarter; thence North along the West Line of the Northeast Quarter, to the Southwest corner of the Southeast Quarter of Section 26, Township 14 South, Range 22 East, Johnson County, Kansas; thence North along the West line of the Southeast Quarter of said Section 26 to a point on the Northerly right-of-way line of the Atchison, Topeka and Santa Fe Railroad company; thence Northeasterly along said right-of-way to its intersection with the north line of said Southeast Quarter of Section 26, said intersection being 412.50 feet East of the center of said Section 26, thence North, parallel with the North/South Centerline of said Section 26 a distance of 810.00 feet; thence West to the intersection of the Southerly right-of-way line of the Northerly branch of the Atchison, Topeka, and Santa Fe Railroad; thence Southwesterly along said Southerly right-of-way line to a point on the West line of the Northeast Quarter of said Section 26; thence West a distance of 20.00 feet, to a

point on the West right-of-way line of Poplar Street; thence North along said West right-of-way line, to a point on the Northerly right-of-way line of the Northerly branch of the Atchison, Topeka, and Santa Fe Railroad; thence Southwesterly along the Northerly right-of-way of said Railroad to a point on the West line of the East 1320.00 feet of the Northwest Quarter of said Section 26; thence North a distance of 526.93 feet to a point; said point being 1089.00 feet South of the South right-of-way line of Warren Street; thence Westerly a distance of 500.00 feet; thence Northerly and parallel to the East line of West Half of the Northwest Quarter of Section 26 a distance of 955.31 feet to a point on the Southerly right-of-way line of Highway 56; thence Northeasterly on a curve to the right with an initial tangent bearing of North 49 degrees 34 minutes 23 seconds East and a radius of 3779.80 feet, a distance of 221.75 feet; thence Westerly along a projected line of the Southerly right-of-way of Warren Street to its intersection with the Northerly right-of-way line of Highway 56, said point of intersection being 1792.42 feet West and 737.95 feet South of the Northeast corner of the Northwest Quarter of said Section 26; thence Southwesterly along the Northerly right-of-way of said U. S. Highway 56, to a point on the West line of said Section 26; thence North along the West line of said Section 26, to the Northwest Corner of said Section 26; thence West along the North line of Section 27, Township 14 South, Range 22 East, to the Northeast corner of the Northwest Quarter of the Northeast Quarter of the Northeast Quarter of said Section 27; thence South along the East line of said Northwest Quarter, Northeast Quarter, Northeast Quarter, a distance of 660.00 feet, more or less, to the Southeast corner of said Northwest Quarter, Northeast Quarter, Northeast Quarter, Northeast Quarter Section; thence West along a line 660.00 feet South of and parallel to the North line of said Section 27, a distance of 1320.00 feet; thence South 34 degrees West to the Northeast corner of the West Half of the Northeast Quarter of the Southwest Quarter of said Section 27; thence South along the East line of the West Half of said Northeast Quarter of the said Southwest Quarter to the Southeast corner of the West Half of said Northeast Quarter of the Southwest Quarter; thence Southeasterly to a point on the North right-of-way line of U.S. Highway No. 56, 351.00 feet Southwesterly from the point of intersection of said U.S. Highway No. 56 right-of-way line and North line of the Southeast Quarter of the Southwest Quarter of said Section 27, a distance of 289.60 feet; thence Southwesterly along the North right-of-way line of said U.S. Highway No. 56, a distance of 628.71 feet; thence Northwesterly at a right angle to said right-of-way line 208.71 feet; thence Southwesterly 68.02 feet; thence Southerly, parallel to the West line of the Southeast Quarter of the Southwest Quarter of Section 27, a distance of 307.66 feet to a point on the North right-of-way line of said U.S. Highway No. 56; thence Southwesterly along the North right-of-way line of said U.S. Highway No. 56, a distance of 233.11 feet to a point on the West line of the Southeast Quarter of the Southwest Quarter of Section 27; thence North along the West line of the Southeast Quarter of the Southwest Quarter to the North line of said Section 27; thence West along said North line of said Section 27 to the Northwest corner of said Section 27; thence North along the West line of Section 22, Township 14 South, Range 22 East, to the Northwest Corner of the Southwest Quarter of said Section 22; thence East along the North line of the Southwest Quarter of said Section 22 to the Southwest corner of the Northeast Quarter of said Section 22, thence North along the West line of the Northeast Quarter of said Section 22 to the Northwest corner of the Northeast Quarter of Section 22 which is the Southeast corner of the Southwest Quarter of Section 15, thence North along the East line of said Southwest Quarter; a distance of 330.00 feet; thence West and parallel the South line of said Section 15; a distance of 792.00 feet; thence South parallel to the East line of the Southwest Quarter of Section 15, a distance of 330.0 feet, to a point on the South line of the Southwest Quarter of said Section 15; thence West along the South line of said Southwest Quarter, a distance of 751.02 feet; thence North and parallel to the East line of the said Southwest Quarter; a distance of 313.4 feet; thence West and parallel to the South line of said Southwest Quarter of Section 15, a distance of 297.00 feet; thence South and parallel to the West line of said Southwest Quarter, a distance of 313.50 feet to a point on the South line of said Southwest Quarter, said point being 800.24 feet East of the Southwest corner of the Southwest Quarter;

thence West along the South line of the Southwest Quarter 800.24 feet to the Southwest Corner of the Southwest Quarter; thence North along the West line of said Section 15, to a point 2323.85 feet South of the Northeast corner of the Northeast Quarter of Section 16, Township 14 South, Range 22 East; thence South 88 degrees 20 minutes 58 seconds West a distance of 230.00 feet; thence North 01 degrees 39 minutes 02 seconds West a distance of 493.88 feet; thence North 32 degrees 42 minutes 04 seconds West a distance of 265.40 feet; thence North 86 degrees 28 minutes 20 seconds West a distance of 139.45 feet; thence South 56 degrees 16 minutes 18 seconds West a distance of 531.22 feet to a point of curvature; thence along a curve to the right having an initial tangent bearing of North 31 degrees 52 minutes 12 seconds West and having a radius of 925.00 feet and an arc length of 487.87 feet; thence North 01 degrees 39 minutes 02 seconds west a distance of 315.65 feet to a point of curvature; thence along a curve to the right tangent to the last described course having a radius of 1475.00 feet and an arc length of 252.45 feet; thence North 08 degrees 09 minutes 20 seconds East a distance of 368.49 feet to a point of curvature; thence along a curve to the left tangent to the last described course having a radius of 1525.00 feet and an arc length of 261.00 feet; thence North 01 degrees 39 minutes 02 seconds West a distance of 213.21 feet to a point on the North section line of said Section 16 said point being 975.01 feet West of the Northeast corner of said Section 16; thence west along the North line of said Section 16, to the Southwest corner of the Southeast Quarter of said Section 9; thence North to the Northwest Corner of the Northeast Quarter of said Section 9; thence East along the North line of said Northeast Quarter to the Northeast Corner of said Section 9; thence South along the East line of said Northeast Quarter to the Southwest Corner of the Northwest Quarter of the Northwest Quarter of Section 10, Township 14 South, Range 22 East; thence East to the East line of the Northwest Quarter of said Section 10; thence South along the Center line of said Section 10 to the Northeast Corner of the Northwest Quarter of Section 15, Township 14 South, Range 22 East; thence South along the East line of said Northwest Quarter of Section 15, to the Northwest corner of the Southeast Quarter of said Section 15; thence East along the North line of said Southeast Quarter to the Northeast corner of said Southeast Quarter which is the Northwest corner of the Southwest Quarter of Section 14; thence East along the North line of the Southwest Quarter to the Northeast corner of the Southwest Quarter of said Section 14; thence east along the South line of the Northeast Quarter of Section 14, Township 14 South, Range 22 East to a point 1710.68 feet West of the Southeast corner of said Northeast Quarter, thence North 0 degrees 05 minutes 17 seconds West, parallel to the East line of the Northeast Quarter of said Section 14 a distance of 1070.60 feet; thence South 89 degrees 17 minutes 51 seconds East, parallel to the South line of the Northeast Quarter of said Section 14, a distance of 1666.46 feet to a point on the West right-of-way line of Gardner Road as now established; thence South 7 degrees 02 minutes 13 seconds West, along said right-of-way line a distance of 167.56 feet; thence South 4 degrees 12 minutes 55 seconds West measured along said right-of-way, a distance of 399.82 feet; thence South 0 degrees 05 minutes 17 seconds East along said right-of-way and parallel to the East line of the Northeast Quarter of said Section 14, a distance of 505.00 feet to a point on the South line of said Northeast Quarter; thence South 89 degrees 17 minutes 51 seconds East along the South line of said Northeast Quarter, a distance of 95.01 feet to the Southeast corner of said Northeast Quarter, thence South along the East line of the Southeast Quarter of said Section 14 to a point 1444.22 feet North of the Southeast corner of the Southeast Quarter of said Section 14, thence North 88 degrees 26 minutes 39 seconds East, a distance of 33.00 feet to a point on the Easterly Right of Way of Center Street as now established, thence North 88 degrees 01 minutes 33 seconds East, 196.80 feet, thence South 21 degrees 56 minutes 26 seconds East, 199.63 feet, thence South 08 degrees 11 minutes 27 seconds East, 265.21 feet, thence South 04 degrees 41 minutes 37 seconds East, 129.08 feet thence South 07 degrees 43 minutes 05 seconds West, 274.91 feet, thence South 00 degrees 25 minutes 43 seconds East, 324.89 feet, thence South 26 degrees 11 minutes 34 seconds West, 192.22 feet, thence South 09 degrees 30 minutes 21 seconds East 4.84 feet, thence South 89 degrees 27 minutes 46 seconds

East, 223.64 feet, thence North 88 degrees 26 minutes 43 seconds East, 294.31 feet to the East property line, thence South 01 degree 58 minutes 23 seconds East along the East property line, 86.95 feet to a point on the South line of the Southwest Quarter of Section 13, thence East along said South line, to the Southeast corner of the Southwest Quarter; thence North along the West line of the East half of said Section 13, to the Northwest corner of the Northeast Quarter of said Section 13; thence East along the North line of said Section 13, to the Northeast corner of said Section 13; being the POINT OF BEGINNING, also including the following four (4) tracts.

TRACT 1 – (Golf Course)

Commencing at the Southeast corner of Section 11, Township 14 South, Range 22 East, in Johnson County, Kansas; thence South 89 degrees 37 minutes 59 seconds West along the South line of said Section 90.00 feet to a TRUE POINT OF BEGINNING; thence North 00 degrees 30 minutes 00 seconds West along the West right-of-way of F.A.S. Highway No. 683 and parallel to the East line of said Section 86.20 feet; thence North 10 degrees 30 minutes 57 seconds East 183.17 feet; thence North 00 degrees 30 minutes 00 seconds West 440.55 feet to a point of curvature; thence along a curve to the left, tangent to the preceding course, having a radius of 779.02 feet, an arc distance of 247.00 feet; thence North 45 degrees 50 minutes 01 seconds West 97.25 feet; thence North 21 degrees 39 minutes 09 seconds West 20.93 feet; thence North 21 degrees 39 minutes 09 seconds West 172.26 feet; thence North 38 degrees 01 minutes 29 seconds West 306.06 feet to the South line of Block 23 of Gardner Lake Lots; thence North 39 degrees 03 minutes 38 seconds West, along said Westerly right-of-way a distance of 129.83 feet to the Northeast corner of Lot 7; thence continuing along said right-of-way a distance of 50.00 feet to the Northwest corner of Lot 7; thence Northwesterly along said right-of-way 212.96 feet; thence North 00 degrees 19 minutes 00 seconds West 60.00 feet to a point of curvature; thence along a curve to the right, not tangent to the preceding course, whose chord bears North 09 degrees 24 minutes 20 seconds West, having a radius of 613.69 feet, an arc distance of 217.00 feet; thence North 00 degrees 08 minutes 07 seconds West 347.70 feet to a point of curvature; thence along a curve to the left, not tangent to the preceding course, whose chord bears North 05 degrees 52 minutes 22 seconds West having a radius of 1096.28 feet, an arc distance of 282.60 feet; to a point on the North line of the Southeast Quarter of said Section 11; thence continuing along said curve, with a central angle of 51 degrees 17 minutes 24 seconds, an arc distance of 981.37 feet; thence North 64 degrees 32 minutes 51 seconds West 78.84 feet; thence departing said right-of-way South 24 degrees 21 minutes 00 seconds East 289.94 feet; thence South 00 degrees 41 minutes 00 seconds East 510.80 feet to said North line; thence South 89 degrees 43 minutes 45 seconds West along said North line 1370.91 feet to the Northwest corner of the Southeast Quarter of said Section 11; thence South along the West line of the Southeast Quarter of said Section 11, to the South line of said Section 11; thence East along the South line of said Section 11 to the TRUE POINT OF BEGINNING.

TRACT 2 – (Gardner Lake Property)

A that part of the Northeast Quarter of Section 11, Township 14 South, Range 22 East, Johnson County, Kansas, more particularly described as follows: Commencing at the Southeasterly corner of Lot 1, Block 21, GARDNER LAKE LOTS, a platted subdivision of land in Johnson County, Kansas; thence S 23°20'15" E, along the extension of the Easterly line of said Lot 1, a distance of 25.00 feet to the POINT OF BEGINNING; thence S 22°19'48" E, a distance of 17.25 feet; thence S 53°59'42" W, a distance of 104.57 feet; thence S 73°49'51" W, Southerly and parallel with the South line of said Lot 1 and Lot 14, Block 21 of said GARDNER LAKE LOTS, a distance of 276.33 feet to a point on the Easterly right-of-way of Gardner Road; thence Southeasterly along said Easterly right-of-way of said Gardner Road and on a curve to the right, said curve having an initial tangent bearing of S 39°34'24" E East and a radius of 1196.28 feet, an arc distance of 467.96 feet; thence N 72°49'49" E, a distance of 64.94 feet; thence S 84°16'52" E, a distance of 180.15

feet; thence N 2°58'28" E, a distance of 52.88 feet; thence N 88°48'00" E, a distance of 149.60 feet; thence N 11°39'37" E, a distance of 109.07 feet; thence N 10°46'54" W, a distance of 211.10 feet; thence N 45°37'00" W, a distance of 103.00 feet to the Northeast corner of Lot 1, Block 22 of said GARDNER LAKE LOTS; thence Northwesterly along the East Line of Lots 1, 2 and 3, Block 22 of said GARDNER LAKE LOTS to the Northerly corner of said Lot 3, Block 22; thence S 88°42'00" W, a distance of 54.13 feet to the POINT OF BEGINNING, containing 5.2321 acres, more or less.

TRACT 3 – (Gardner Lake Properties)

A part of the Northeast Quarter of Section 11, Township 14 South, Range 22 East, Johnson County, Kansas, more particularly described as follows: Commencing at the Southwesterly corner of Lot 14, Block 21, GARDNER LAKE LOTS, a subdivision in Johnson County, Kansas; thence South 72 degrees 16 minutes 00 seconds West 82.00 feet; thence South 06 degrees 11 minutes 00 seconds West 4.88 feet to a point on the Easterly line of Parcel No. 6 road right-of-way as recorded in Miscellaneous Book 143 at Page 17 in the Office of Johnson County, Register of Deeds; thence North 49 degrees 15 minutes 16 seconds West along said Easterly line, 50.00 feet to the TRUE POINT OF BEGINNING; thence North 06 degrees 11 minutes 00 seconds East 118.00 feet; thence North 17 degrees 44 minutes 00 seconds West 310.00 feet; thence South 75 degrees 18 minutes 44 seconds West 258.41 feet; thence South 26 degrees 29 minutes 58 seconds East 120.10 feet; thence South 28 degrees 47 minutes 06 seconds West 58.87 feet to a point on the Easterly right-of-way line of Gardner Road; thence Southeasterly along said right-of-way line on a curve to the right having an initial tangent bearing of South 61 degrees 12 minutes 54 seconds East and a radius of 1196.28 feet, an arc distance of 353.66 feet; thence North 45 degrees 43 minutes 24 seconds East 36.27 feet to the POINT OF BEGINNING; containing 1.93 acres, more or less.

TRACT 4 – (Wetlands)

A tract of land in the Southwest Quarter of Section 26, Township 14 South, Range 22 East, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the Southwest Quarter of Section 26, Township 14 South, Range 22 East, Johnson County, Kansas; thence West along the North line of said Quarter Section a distance of 280.50 feet to the True Point of Beginning; thence South parallel with the East line of said Quarter Section to the point of intersection with Northerly right-of-way line of the Atchison, Topeka, and Santa Fe Railroad Company as presently located; thence Southwesterly along said Railroad right-of-way to the West line of said Southwest Quarter; thence North along said West line of said Southwest Quarter to the point of intersection with the Southwesterly right-of-way of the B.N.S.F. Railroad (formerly the Atchison, Topeka, and Santa Fe Railroad Company), as presently located; thence Northeasterly along said Railroad right-of-way line to the North line of the Southwest Quarter of said Section 26; thence East along said North line of Southwest Quarter to the True Point of Beginning.

And excluding the following four (4) tracts

TRACT 5 – (Gardner Junction Park)

A tract of land in Section 34, Township 14 South, Range 22 East, described as follows: Commencing at the intersection of the Northwesterly right-of-way line of the present highway and the North line of said Quarter Section; thence Southwesterly along said right-of-way line 645 feet; thence Northeasterly to a point on said North line 327.5 feet West of the place of beginning; thence East along said North line to the place of beginning, containing 1.38 acres, more or less.

TRACT 6 - (Waverly Lift Station)

A tract of land in the West One Quarter of the Southwest Quarter of the Southwest Quarter of Section 35, Township 14 South, Range 22 East of the 6th P.M. in Johnson County, Kansas, more particularly described as follows:

Beginning at a point 606.25 feet N1°56'08"W (being an assumed bearing) and 60.00 feet N88°03'52"E from the Southwest Corner of said Section 35; thence parallel to and 60.00 feet Easterly of (measured perpendicular to) the West Line of the Southwest Quarter of said Section 35 N1°56'08"W 100.00 feet; thence N88°09'56"E 54.77 feet; thence S1°50'04"E 100.00 feet; thence S88°10'30"W 9.55 feet; thence S43°09'40"W 16.30 feet; thence S88°09'47"W 15.00 feet; thence N1°50'13"W 11.53 feet; thence S88°10'04"W 18.52 feet to the point of beginning, containing 0.131 acres.

TRACT A - "EXCEPTION"

The Point of beginning being the Southeast corner of the West Half of the Northeast Quarter of Section 25, Township 14 South, Range 22 East; thence North along the East line of the West Half of the Northeast Quarter of said Section 25 to a point on the Southerly right-of-way of the Atchison, Topeka and Santa Fe Railway; thence Southwesterly along said right-of-way to a point on the East line of the West Half of the Northwest Quarter of said Section 25; thence South along the East line of the West Half of the Northwest Quarter of said Section 25, to the Southeast corner of the Northwest Quarter of the Northwest Quarter of said Section 25; thence West along the South line of the Northwest Quarter of the Northwest Quarter of said Section 25, to a point 231.00 feet East of the West line of said Section 25; thence South along a line 231.00 feet East of and parallel to the West line of said Section 25, to a point 30 feet north of the South line of the Northwest Quarter of said Section 25; thence N 88 degrees 15 minutes 23 seconds E, along a line 30.00 feet North of and parallel with the South line of the NW ¼ of said Section 25, a distance of 530.59 feet, to a point of curvature; thence Easterly and Northeasterly, along a curve to the left having a radius of 570.00 feet and a central angle of 56 degrees 19 minutes 41 seconds, a distance of 560.37 feet, to a point of tangency; thence N 31 degrees 55 minutes 42 seconds E, a distance of 293.39 feet, to a point of curvature; thence Northerly and Northeasterly, along a curve to the right having a radius of 630.00 feet and a central angle of 32 degrees 33 minutes 36 seconds, a distance of 358.02 feet, to a point of compound curvature; thence Northeasterly, Easterly and Southeasterly, along a curve to the right having a radius of 1,454.00 feet, a central angle of 61 degrees 47 minutes 11 seconds and whose initial tangent bearing is N 64 degrees 29 minutes 18 seconds E, a distance of 1,567.96 feet, to a point of tangency; thence S 53 degrees 43 minutes 31 seconds E, a distance of 536.01 feet, to a point of curvature; thence Southeasterly and Easterly, along a curve to the left having a radius of 86.00 feet and a central angle of 50 degrees 08 minutes 32 seconds, a distance of 75.26 feet, to a point of reverse curvature; thence Easterly, Southeasterly and Southerly, along a curve to the right having a radius of 95.00 feet, a central angle of 94 degrees 23 minutes 05 seconds and whose initial tangent bearing is N 76 degrees 07 minutes 57 seconds E, a distance of 156.50 feet, to a point of reverse curvature; thence Southerly and Southeasterly, along a curve to the left having a radius of 86.00 feet, a central angle of 57 degrees 53 minutes 27 seconds and whose initial tangent bearing is S 9 degrees 28 minutes 58 seconds E, a distance of 86.89 feet, to a point of compound curvature; thence Southeasterly and Easterly, along a curve to the left having a radius of 570.00 feet, a central angle of 17 degrees 44 minutes 02 seconds and whose initial tangent bearing is S 67 degrees 22 minutes 25 seconds E, a distance of 176.42 feet, to a point on the West line of Lot 1, MOONLIGHT APARTMENTS IV, a subdivision of land in the City of Gardner, Johnson County, Kansas; thence S 2 degrees 04 minutes 40 seconds E, along the West line of said Lot 1, MOONLIGHT APARTMENTS IV, and its Southerly extension, a distance of 33.64 feet to the point of beginning.

TRACT B – “EXCEPTION”

The East 100 acres of the Northwest Quarter of Section 23, Township 14 South, Range 22 East.

TRACT C – “EXCEPTION”

A Tract of Land in the Southeast Quarter of Section 15, Township 14 South, Range 22 described as follows: Commencing at the Southeast corner of said Southeast Quarter; thence West along said South line 682.95 feet of said Section 15 to the Point of Beginning; thence North and parallel to the East line of Section 15, a distance of 660.01 feet; thence West and parallel to the South line of said Section 15, a distance of 660.01 feet; thence South and parallel to the East line of said Section 15 to a point on the South line of said Section 15, said point being 1342.96 feet east of the Southeast corner of the Southeast Quarter of said Section 15; thence East 660.01 feet along the South line of Section 15 to the Point of Beginning, containing 10.0 acres, more or less.

TRACT D – “EXCEPTION”

A Tract of Land in the Northeast Quarter of Section 22, Township 14 South, Range 22 described as follows:

Commencing at the Northeast corner of the Northeast Quarter of said Section; thence West along the Northeast Quarter 750.0 feet to the Point of Beginning; thence South parallel to the East line of Section 22, 1320 feet; thence West parallel to the North line of Section 22, 660 feet; thence North parallel to the East line of Section 22, 1320 feet to the North line of Section 22; thence East along the North line of Section 22, 660 feet to the Point of Beginning.

TRACT E – “EXCEPTION”

A tract of land in Section 26, Township 14 South, Range 22 East, Johnson County, Kansas, described as follows: Commencing at the center of said Section 26, thence South along the East line of the Southwest Quarter of said Section 26 to the intersection with the northerly right-of-way of B.N.S. F. Railroad (formerly the Atchison, Topeka and Santa Fe Railroad Company) as presently located; and the Point Of Beginning, thence Southwesterly along said Northerly right-of-way to a point 280.50 feet West of the East line of said Southwest Quarter; thence North along a line 280.50 feet West of and parallel to the East line of said Southwest quarter to a point on the North line of said Southwest Quarter and 280.50 feet West of the East line of said Southwest Quarter, thence West along the North line of said Southwest quarter to its intersection with the Southerly right-of-way of said B.N.S.F. Railroad; thence Northeasterly along said Southerly right-of-way to the East line of the Northwest Quarter of said Section 26; thence Northeasterly along said Southerly right-of-way of said B.N.S.F. Railroad to a point 810.00 feet North of the South line of the Northeast Quarter of said Section 26; thence East and parallel to the South line of said Northeast Quarter to a point 412.50 feet East of the West line of said Northeast Quarter; thence South and parallel to the West line of said Northeast Quarter to a point on the South line of said Northeast Quarter, said point being also on the Northerly right-of-way of the B.N.S.F Railroad (formerly the Atchison, Topeka, and Santa Fe Railroad Company) and 412.50 feet East of the West line of said Northeast Quarter; thence Southwesterly along said Northerly right-of-way to the West line of the Southeast Quarter of said Section 26; thence continuing Southwesterly along said Northerly right-of-way to the Point of Beginning.

SECTION TWO: The City Clerk, upon the passage of this resolution, shall forthwith file a certified copy of such resolution with the Johnson County Records and Tax Administration, the Election Commissioner of Johnson County, Kansas, and the State Highway Engineer.

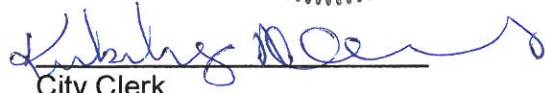
SECTION THREE: This resolution shall take effect and be in force from and after its passage and approval as provided by law.

ADOPTED by the City Council on this 20th day of March, 2017.

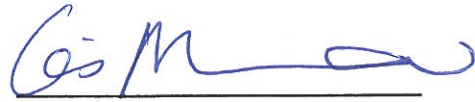
(SEAL)



Attest:


City Clerk

CITY OF GARDNER, KANSAS


Chris Morrow, Mayor